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**FACSIMILE TRANSMITTAL SHEET (TRANSMITTAL TO PTO)**

Deliver to: Examiner: Mai, Huy Kim  
Firm Name: U.S. PATENT AND TRADEMARK OFFICE  
Fax Number: (703) 872-9306 Telephone No.: (703) 308-4874  
From: Vani Moodley  
Date: 10-11-03 Time: \_\_\_\_\_  
Operator: Valerie J. Sterling Matter: 005652.P013XCD  
Number of pages including cover sheet: 15  
In Re Patent Application of: Mark W. Miles  
Application No.: 10/082,397  
Filed: August 6, 2002  
For: VISIBLE SPECTRUM MODULATOR ARRAYS

Enclosed are the following documents: Attached, per our telephone conversation, please find copies of OIPE Stamped Postcard; Postcard; Check; Transmittal Letter; Fee Transmittal (2 copies); Response to Restriction Requirement; Limited Recognition Under 37 CFR §10.9(b); Information Disclosure Statement and PTO/SB/08. Please note that the Response to Restriction Requirement was mailed on Monday, June 30, 2003. (June 29, 2003 was on a Sunday.) Please call if you have questions or if I may be of further assistance.

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I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office on:

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05/01/03

<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)		Application No.	10/082,397
		Filing Date	August 6, 2002
		First Named Inventor	Mark W. Milcs
		Group Art Unit	2873
		Examiner Name	Mai, Huy Kim
Total Number of Pages in This Submission	9	Attorney Docket Number	5652P013XCD

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input checked="" type="checkbox"/> PTO/SB/08 <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Basic Filing Fee <input type="checkbox"/> Declaration/POA <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <div style="border: 1px solid black; padding: 5px; margin-top: 10px;">         Return Postcard          Limited Recognition Under          37 CFR § 10.9(b) (3 pages)          Copies of Cited Art (37)       </div>
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Vani Moodley, Under 37 CFR Section 10.9(b) BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP
Signature	<i>V. Moodley</i>
Date	6/30/2003

CERTIFICATE OF MAILING/TRANSMISSION			
I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Non-Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.			
Typed or printed name	Dawn Shaw		
Signature	<i>Dawn Shaw</i>	Date	6-30-03

Based on PTO/SB/21 (05-03) as modified by Blakely, Sokoloff, Taylor & Zafman (wtr) 05/02/2003.  
 SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

PTO/SB/17 (01-03)

Approved for use through 04/30/2003. OMB 0651-0032  
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>FEE TRANSMITTAL for FY 2003</b>		<b>Complete if Known</b>	
<small>Effective 01/01/2003. Patent fees are subject to annual revision.</small>		Application Number	10/082,397
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.		Filing Date	August 6, 2002
		First Named Inventor	Mark W. Miles
		Examiner Name	Not yet assigned
TOTAL AMOUNT OF PAYMENT (\$)		Group/Art Unit	2873
180.00		Attorney Docket No.	5652P013XCD

<p><b>METHOD OF PAYMENT (check one)</b></p> <p><input checked="" type="checkbox"/> Check    <input type="checkbox"/> Credit card    <input type="checkbox"/> Money Order    <input type="checkbox"/> Other    <input type="checkbox"/> None</p> <p><input type="checkbox"/> Deposit Account</p> <p>Deposit Account Number: 02-2666</p> <p>Deposit Account Name: Blakely, Sokoloff, Taylor &amp; Zafman LLP</p> <p>The Commissioner is authorized to: (check all that apply)</p> <p><input type="checkbox"/> Charge fee(s) indicated below    <input checked="" type="checkbox"/> Credit any overpayments</p> <p><input checked="" type="checkbox"/> Charge any additional fee(s) required under 37 CFR 55.1.16, 1.17, 1.18 and 1.20.</p> <p><input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee to the above identified deposit account</p> <p style="text-align: center;"><b>FEE CALCULATION</b></p> <p><b>1. BASIC FILING FEE</b></p> <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th colspan="2">Large Entity</th> <th colspan="2">Small Entity</th> <th rowspan="2">Fee Description</th> <th rowspan="2">Fee Paid</th> </tr> <tr> <th>Fee Code</th> <th>Fee (\$)</th> <th>Fee Code</th> <th>Fee (\$)</th> </tr> </thead> <tbody> <tr> <td>1001</td> <td>750</td> <td>2001</td> <td>375</td> <td>Utility filing fee</td> <td></td> </tr> <tr> <td>1002</td> <td>330</td> <td>2002</td> <td>165</td> <td>Design filing fee</td> <td></td> </tr> <tr> <td>1003</td> <td>520</td> <td>2003</td> <td>260</td> <td>Plant filing fee</td> <td></td> </tr> <tr> <td>1004</td> <td>750</td> <td>2004</td> <td>375</td> <td>Reissue filing fee</td> <td></td> </tr> <tr> <td>1005</td> <td>160</td> <td>2005</td> <td>80</td> <td>Provisional filing fee</td> <td></td> </tr> <tr> <td colspan="4" style="text-align: right;"><b>SUBTOTAL (1)</b></td> <td></td> <td></td> </tr> </tbody> </table> <p><b>2. EXTRA CLAIM FEES</b></p> <p>Total Claims: 20 * 20 = 400 X Fee Paid: 400</p> <p>Independent Claims: 3 * 3 = 9 X Fee Paid: 9</p> <p>Multiple Dependent: 0 * 0 = 0 X Fee Paid: 0</p> <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th colspan="2">Large Entity</th> <th colspan="2">Small Entity</th> <th rowspan="2">Fee Description</th> <th rowspan="2">Fee Paid</th> </tr> <tr> <th>Fee Code</th> <th>Fee (\$)</th> <th>Fee Code</th> <th>Fee (\$)</th> </tr> </thead> <tbody> <tr> <td>1202</td> <td>18</td> <td>2202</td> <td>9</td> <td>Claims in excess of 20</td> <td></td> </tr> <tr> <td>1201</td> <td>84</td> <td>2201</td> <td>42</td> <td>Independent claims in excess of 3</td> <td></td> </tr> <tr> <td>1203</td> <td>280</td> <td>2203</td> <td>140</td> <td>Multiple Dependent claims, if not paid</td> <td></td> </tr> <tr> <td>1204</td> <td>84</td> <td>2204</td> <td>42</td> <td>**Reissue independent claims over original patent</td> <td></td> </tr> <tr> <td>1205</td> <td>18</td> <td>2205</td> <td>9</td> <td>**Reissue claims in excess of 20 and over original patent</td> <td></td> </tr> <tr> <td colspan="4" style="text-align: right;"><b>SUBTOTAL (2)</b></td> <td></td> <td></td> </tr> </tbody> </table> <p><small>*or number previously paid, if greater. For Reissues, see below</small></p>	Large Entity		Small Entity		Fee Description	Fee Paid	Fee Code	Fee (\$)	Fee Code	Fee (\$)	1001	750	2001	375	Utility filing fee		1002	330	2002	165	Design filing fee		1003	520	2003	260	Plant filing fee		1004	750	2004	375	Reissue filing fee		1005	160	2005	80	Provisional filing fee		<b>SUBTOTAL (1)</b>						Large Entity		Small Entity		Fee Description	Fee Paid	Fee Code	Fee (\$)	Fee Code	Fee (\$)	1202	18	2202	9	Claims in excess of 20		1201	84	2201	42	Independent claims in excess of 3		1203	280	2203	140	Multiple Dependent claims, if not paid		1204	84	2204	42	**Reissue independent claims over original patent		1205	18	2205	9	**Reissue claims in excess of 20 and over original patent		<b>SUBTOTAL (2)</b>						<p><b>FEE CALCULATION (continued)</b></p> <p><b>3. ADDITIONAL FEES</b></p> <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th colspan="2">Large Entity</th> <th colspan="2">Small Entity</th> <th rowspan="2">Fee Description</th> <th rowspan="2">Fee Paid</th> </tr> <tr> <th>Fee Code</th> <th>Fee (\$)</th> <th>Fee Code</th> <th>Fee (\$)</th> </tr> </thead> <tbody> <tr> <td>1051</td> <td>130</td> <td>2051</td> <td>65</td> <td>Surcharge - late filing fee or oath</td> <td></td> </tr> <tr> <td>1052</td> <td>50</td> <td>2052</td> <td>25</td> <td>Surcharge - late provisional filing fee or cover sheet</td> <td></td> </tr> <tr> <td>2053</td> <td>130</td> <td>2053</td> <td>130</td> <td>Non-English specification</td> <td></td> </tr> <tr> <td>1812</td> <td>2,520</td> <td>1812</td> <td>2,520</td> <td>For filing a request for ex parte reexamination</td> <td></td> </tr> <tr> <td>1804</td> <td>920</td> <td>1804</td> <td>920</td> <td>Requesting publication of SIR prior to Examiner action</td> <td></td> </tr> <tr> <td>1805</td> <td>1,840</td> <td>1805</td> <td>1,840</td> <td>Requesting publication of SIR after Examiner action</td> <td></td> </tr> <tr> <td>1251</td> <td>110</td> <td>2251</td> <td>55</td> <td>Extension for reply within first month</td> <td></td> </tr> <tr> <td>1252</td> <td>410</td> <td>2252</td> <td>205</td> <td>Extension for reply within second month</td> <td></td> </tr> <tr> <td>1253</td> <td>930</td> <td>2253</td> <td>465</td> <td>Extension for reply within third month</td> <td></td> </tr> <tr> <td>1254</td> <td>1,450</td> <td>2254</td> <td>725</td> <td>Extension for reply within fourth month</td> <td></td> </tr> <tr> <td>1255</td> <td>1,970</td> <td>2255</td> <td>985</td> <td>Extension for reply within fifth month</td> <td></td> </tr> <tr> <td>1404</td> <td>320</td> <td>2401</td> <td>160</td> <td>Notice of Appeal</td> <td></td> </tr> <tr> <td>1402</td> <td>320</td> <td>2402</td> <td>180</td> <td>Filing a brief in support of an appeal</td> <td></td> </tr> <tr> <td>1403</td> <td>280</td> <td>2403</td> <td>140</td> <td>Request for oral hearing</td> <td></td> </tr> <tr> <td>1451</td> <td>1,510</td> <td>2451</td> <td>1,510</td> <td>Petition to institute a public use proceeding</td> <td></td> </tr> <tr> <td>1452</td> <td>110</td> <td>2452</td> <td>55</td> <td>Petition to revive - unavoidable</td> <td></td> </tr> <tr> <td>1453</td> <td>1,300</td> <td>2453</td> <td>650</td> <td>Petition to revive - unintentional</td> <td></td> </tr> <tr> <td>1501</td> <td>1,300</td> <td>2501</td> <td>650</td> <td>Utility issue fee (or reissue)</td> <td></td> </tr> <tr> <td>1502</td> <td>470</td> <td>2502</td> <td>235</td> <td>Design issue fee</td> <td></td> </tr> <tr> <td>1503</td> <td>630</td> <td>2503</td> <td>315</td> <td>Plant issue fee</td> <td></td> </tr> <tr> <td>1460</td> <td>130</td> <td>2460</td> <td>130</td> <td>Petitions to the Commissioner</td> <td></td> </tr> <tr> <td>1807</td> <td>50</td> <td>1807</td> <td>50</td> <td>Processing fee under 37 CFR 1.17(a)</td> <td></td> </tr> <tr> <td>1806</td> <td>180</td> <td>1806</td> <td>180</td> <td>Submission of Information Disclosure Sheet</td> <td>180.00</td> </tr> <tr> <td>8021</td> <td>40</td> <td>8021</td> <td>40</td> <td>Recording each patent assignment per property (times number of properties)</td> <td></td> </tr> <tr> <td>1808</td> <td>750</td> <td>1808</td> <td>375</td> <td>Filing a submission after final rejection (37 CFR § 1.129(a))</td> <td></td> </tr> <tr> <td>1810</td> <td>750</td> <td>2810</td> <td>375</td> <td>For each additional invention to be examined (37 CFR § 1.129(b))</td> <td></td> </tr> <tr> <td>1801</td> <td>750</td> <td>2801</td> <td>375</td> <td>Request for Continued Examination (RCE)</td> <td></td> </tr> <tr> <td>1802</td> <td>900</td> <td>1802</td> <td>900</td> <td>Request for expedited examination of a design application</td> <td></td> </tr> <tr> <td colspan="4">Other fee (specify):</td> <td></td> <td></td> </tr> <tr> <td colspan="4" style="text-align: right;"><b>SUBTOTAL (3)</b></td> <td></td> <td>180.00</td> </tr> </tbody> </table> <p><small>* Reduced by Basic Filing Fee Paid</small></p>	Large Entity		Small Entity		Fee Description	Fee Paid	Fee Code	Fee (\$)	Fee Code	Fee (\$)	1051	130	2051	65	Surcharge - late filing fee or oath		1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet		2053	130	2053	130	Non-English specification		1812	2,520	1812	2,520	For filing a request for ex parte reexamination		1804	920	1804	920	Requesting publication of SIR prior to Examiner action		1805	1,840	1805	1,840	Requesting publication of SIR after Examiner action		1251	110	2251	55	Extension for reply within first month		1252	410	2252	205	Extension for reply within second month		1253	930	2253	465	Extension for reply within third month		1254	1,450	2254	725	Extension for reply within fourth month		1255	1,970	2255	985	Extension for reply within fifth month		1404	320	2401	160	Notice of Appeal		1402	320	2402	180	Filing a brief in support of an appeal		1403	280	2403	140	Request for oral hearing		1451	1,510	2451	1,510	Petition to institute a public use proceeding		1452	110	2452	55	Petition to revive - unavoidable		1453	1,300	2453	650	Petition to revive - unintentional		1501	1,300	2501	650	Utility issue fee (or reissue)		1502	470	2502	235	Design issue fee		1503	630	2503	315	Plant issue fee		1460	130	2460	130	Petitions to the Commissioner		1807	50	1807	50	Processing fee under 37 CFR 1.17(a)		1806	180	1806	180	Submission of Information Disclosure Sheet	180.00	8021	40	8021	40	Recording each patent assignment per property (times number of properties)		1808	750	1808	375	Filing a submission after final rejection (37 CFR § 1.129(a))		1810	750	2810	375	For each additional invention to be examined (37 CFR § 1.129(b))		1801	750	2801	375	Request for Continued Examination (RCE)		1802	900	1802	900	Request for expedited examination of a design application		Other fee (specify):						<b>SUBTOTAL (3)</b>					180.00
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1808	750	1808	375	Filing a submission after final rejection (37 CFR § 1.129(a))																																																																																																																																																																																																																																																																																							
1810	750	2810	375	For each additional invention to be examined (37 CFR § 1.129(b))																																																																																																																																																																																																																																																																																							
1801	750	2801	375	Request for Continued Examination (RCE)																																																																																																																																																																																																																																																																																							
1802	900	1802	900	Request for expedited examination of a design application																																																																																																																																																																																																																																																																																							
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<b>SUBMITTED BY</b>		<b>Complete (if applicable)</b>	
Name (Print/Type)	Vani Moodley, Under 37 CFR Section 10.9(b)	(Attorney/Agent)	Telephone (408) 720-8300
Signature	G. Moodley	Date	6/30/2003

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application to the USPTO. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

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BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP  
LOS ANGELES

Application No: 10/082,397 Filing Date: 08/08/02 BSTZ Docket #: 005652.P013XCD Atty/Sec: JHS/VXM/ds  
 Date Mailed: 6-30-03 Docket Due Date(s): 06/29/2003 Client: IRIDIUM DISPLAY CORPORATION  
 Title: Visible Spectrum Modulator Arrays

Inventor(s) Miles

*The following has been received in the U.S. Patent & Trademark Office on the date stamped hereon:*

- |   |  |
|---|--|
| <input checked="" type="checkbox"/> Amendment: Response ( <u>2</u> pgs)                           | <input checked="" type="checkbox"/> Information Disclosure Statement & PTO/SB/08 ( <u>4</u> pgs) |
| <input type="checkbox"/> Appeal Brief & two copies ( <u>  </u> pgs)                               | <input type="checkbox"/> Issue Fee Transmittal (original & copy)                                 |
| <input type="checkbox"/> Application: ( <u>  </u> pages w/ cover & abstract)                      | <input type="checkbox"/> Nonpublication Request Under 35 U.S.C. 122(b)(2)(B)(i)                  |
| <input type="checkbox"/> Application Amended to Reflect Claim of Priority                         | <input type="checkbox"/> Notice of Appeal  |
| <input type="checkbox"/> Assignment & Cover Sheet ( <u>  </u> pgs)                                | <input type="checkbox"/> Petition for: <u>  </u>   |
| <input checked="" type="checkbox"/> Certificate of Mailing  | <input checked="" type="checkbox"/> Request for Continued Examination (RCE)                      |
| <input type="checkbox"/> Continued Prosecution Application (CPA)                                  | <input type="checkbox"/> Reply Brief ( <u>  </u> pgs)  |
| <input type="checkbox"/> Declaration & POA ( <u>  </u> pgs)                                       | <input type="checkbox"/> Request to Rescind Previous Nonpublication Request                      |
| <input type="checkbox"/> Drawings: <u>  </u> sheets, <u>  </u> figures                            | <input type="checkbox"/> Response to Notice of Missing Parts & Formalities Letter                |
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| <input checked="" type="checkbox"/> Fee Transmittal (original & copy)                             | <input type="checkbox"/> Transmittal of Publication Fee Due                                      |
| <input checked="" type="checkbox"/> Other: <u>Return postcard copies of cited references (31)</u> | <input checked="" type="checkbox"/> Transmittal Letter   |
| <u>Limited Recognition Under 37 CFR § 10.9(h) (3</u>  | <input checked="" type="checkbox"/> Check No. <u>55823</u> in the Amount of <u>\$180.00</u>      |
| <u>pages)</u>   | <input type="checkbox"/> Check No. <u>  </u> in the Amount of <u>  </u>                          |

SV

Assignee: Iridium Display Corporation

## ENTERED JHS DB

Attorney Docket No.: 5652P013XCD

Patent

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)	
	)	
Mark W. Miles	)	Examiner: Unknown
	)	
Application No.: 10/082,397	)	Art Unit: 2873
	)	
Filed: February 25, 2002	)	
	)	
For: Visible Spectrum Modulator Arrays	)	
	)	

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

LIMITED RECOGNITION UNDER 37 CFR § 10.9(b)

The undersigned has been granted limited recognition under 37 CFR § 10.9(b) to prosecute patent applications in which the applicants are clients of the Blakely, Sokoloff, Taylor & Zafman LLP law firm, and wherein a registered practitioner who is a member of the Blakely, Sokoloff, Taylor & Zafman LLP law firm is the attorney or agent of record. In this regard, please see the attached copy of the original document in which this limited recognition is granted. In particular, please note that:

- (a) The undersigned is an employee of the Blakely, Sokoloff, Taylor & Zafman LLP law firm;
- (b) The above applicant is a client of the Blakely, Sokoloff, Taylor & Zafman LLP law firm;
- (c) A registered practitioner who is a member of the Blakely, Sokoloff, Taylor & Zafman LLP law firm is an attorney or agent of record in the above application;
- (d) The undersigned continues to lawfully reside in the United States on a H-1B visa; and
- (e) The undersigned has been appointed an associate attorney in the above application.

Accordingly, the undersigned meets all requirements for limited recognition under § 10.9(b), and thus permitted to prosecute the above patent application.

Respectfully submitted,  
BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN

Dated: 6/30/, 2003

G. Moodley  
Vani Moodley  
Under 37 CFR § 10.9(b)

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on:

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Dawn R. Shaw

Signature

6-30-03

Date


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**LIMITED RECOGNITION UNDER 37 CFR § 10.9(b)**

Vanintheran Moodley is hereby given limited recognition under 37 CFR § 10.9(b), as an employee of the law firm of Blakely, Sokoloff, Taylor & Zafman, to prepare and prosecute patent applications wherein the patent applicant is a client of the law firm of Blakely, Sokoloff, Taylor & Zafman, and a registered practitioner, who is a member of the law firm of Blakely, Sokoloff, Taylor & Zafman, is the practitioner of record in the applications. This limited recognition shall expire on the date appearing below, or when whichever of the following events first occurs prior to the date appearing below: (i) Vanintheran Moodley ceases to lawfully reside in the United States, (ii) Vanintheran Moodley's employment with the law firm of Blakely, Sokoloff, Taylor & Zafman, ceases or is terminated, or (iii) Vanintheran Moodley ceases to remain or reside in the United States on an H-1B visa.

This document constitutes proof of such limited recognition. The original of this document is on file in the Office of Enrollment and Discipline of the U.S. Patent and Trademark Office.

**Expires: September 30, 2003**

  
Harry I. Moatz  
Director of Enrollment and Discipline